

outstanding delinquent Federal debt until either the delinquent account is paid in full, repayment schedule is established and at least one payment is received, or other arrangements satisfactory to the Department of Commerce are made.

#### **Name Check Policy**

All non-profit and for-profit applicants are subject to a name check review process. Name checks are intended to reveal if any key individuals associated with the applicant have been convicted of or are presently facing criminal charges such as fraud, theft, perjury or other matters which significantly reflect on the applicant's management honesty or financial integrity.

#### **Award Termination**

The Departmental Grants Officer may terminate any cooperative agreement in whole or in part at any time before the date of completion whenever it is determined that the award recipient has failed to comply with the conditions of the cooperative agreement. Examples of some of the conditions which can cause termination are failure to meet cost-sharing requirements; unsatisfactory performance of the NABDC work requirements; and reporting inaccurate or inflated claims of client assistance. Such inaccurate or inflated claims may be deemed illegal and punishable by law.

#### **False Statements**

A false statement on an application for Federal financial assistance is grounds for denial or termination of funds, and grounds for possible punishment by a fine or imprisonment as provided in 18 U.S.C. 1001.

#### **Primary Applicant Certifications**

All primary applicants must submit a completed Form CD-511, "Certifications Regarding Debarment, Suspension and Other Responsibility Matters; Drug-Free Workplace Requirements and Lobbying."

#### **Nonprocurement Debarment and Suspension**

Prospective participants (as defined at 15 CFR Part 26, Section 105) are subject to 15 CFR Part 26, "Nonprocurement Debarment and Suspension" and the related section of the certification form prescribed above applies.

#### **Drug-Free Workplace**

Grantees (as defined at 15 CFR Part 26, Section 605) are subject to 15 CFR Part 26, Subpart F, "Governmentwide Requirements for Drug-Free Workplace

(Grants)" and the related section of the certification form prescribed above applies.

#### **Anti-Lobbying**

Persons (as defined at 15 CFR Part 28, Section 105) are subject to the lobbying provisions of 31 U.S.C. 1352, "Limitation on use of appropriated funds to influence certain Federal contracting and financial transactions," and the lobbying section of the certification form prescribed above applies to applications/bids for grants, cooperative agreements, and contracts for more than \$100,000, and loans and loan guarantees for more than \$150,000, or the single family maximum mortgage limit for affected programs, whichever is greater.

#### **Anti-Lobbying Disclosures**

Any applicant that has paid or will pay for lobbying using any funds must submit an SF-LLL, "Disclosure of Lobbying Activities," as required under 15 CFR Part 28, Appendix B.

#### **Lower Tier Certifications**

Recipients shall require applications/bidders for subgrants, contracts, subcontracts, or other lower tier covered transactions at any tier under the award to submit, if applicable, a completed Form CD-512, "Certifications Regarding Debarment, Suspension, Ineligibility and Voluntary Exclusion—Lower Tier Covered Transactions and Lobbying" and disclosure form, SF-LLL, "Disclosure of Lobbying Activities." Form CD-512 is intended for the use of recipients and should not be transmitted to DOC. SF-LLL submitted by any tier recipient or subrecipient should be submitted to DOC in accordance with the instructions contained in the award document.

#### **Indirect Costs**

The total dollar amount of the indirect costs proposed in an application under this program must not exceed the indirect cost rate negotiated and approved by a cognizant Federal agency prior to the proposed effective date of the award or 100% of the total proposed direct costs dollar amount in the application, whichever is less.

#### **Buy American-Made Equipment or Products**

Applicants are hereby notified that they are encouraged, to the extent feasible, to purchase American-made equipment and products with funding provided under this program in accordance with Congressional intent as set forth in the resolution contained in

Public Law 103-121, Sections 606 (a) and (b).

11.801 Native American Program

(Catalog of Federal Domestic Assistance)

Dated: January 20, 1995.

**Melvin A. Jackson,**

*Alternate Federal Register Liaison Officer,  
Minority Business Development Agency.*

[FR Doc. 95-1887 Filed 1-24-95; 8:45 am]

BILLING CODE 3510-21-P'

### **National Oceanic and Atmospheric Administration**

[I.D. 011295C]

#### **Marine Mammals**

**AGENCY:** National Marine Fisheries Service (NMFS), National Oceanic and Atmospheric Administration (NOAA), Commerce.

**ACTION:** Receipt of application to modify permit no. 887 (P79H).

**SUMMARY:** Notice is hereby given that Dr. Ronald J. Schusterman, Research Biologist, Institute of Marine Sciences, University of California, Santa Cruz, CA 95064, has requested a modification to permit No. 887.

**ADDRESSES:** The modification request and related documents are available for review upon written request or by appointment in the following offices:

Permits Division, Office of Protected Resources, NMFS, 1315 East-West Highway, Room 13130, Silver Spring, MD 20910 (301/713-2289);

Southwest Region, NMFS, 501 W. Ocean Boulevard, Long Beach, CA 90802-4213 (310/980-4047).

Written data or views, or requests for a public hearing on this request should be submitted to the Chief, Permits Division, Office of Protected Resources, NMFS, NOAA, U.S. Department of Commerce, 1335 East-West Highway, F/PR1, Silver Spring, MD 20910, within 30 days of the publication of this notice. Those individuals requesting a hearing should set forth the specific reasons why a hearing on this particular modification request would be appropriate.

Concurrent with the publication of this notice in the **Federal Register**, the Secretary of Commerce is forwarding copies of this application to the Marine Mammal Commission and its Committee of Scientific Advisors.

**SUPPLEMENTARY INFORMATION:** The subject modification to permit No. 889, issued on March 9, 1994 (59 FR 12266), is requested under the authority of the Marine Mammal Protection Act of 1972, as amended (16 U.S.C. 1361 *et seq.*) and the Regulations Governing the Taking

and Importing of Marine Mammals (50 CFR part 216).

Permit No. 889 authorizes the permit holder to maintain one elephant seal. The seal will be trained for in-air and underwater sound detection threshold tests. The permit holder requests authorization to maintain an additional elephant seal from beached/stranded stock to conduct visual sensitivity tests.

Dated: January 18, 1995.

**P.A. Montanio,**

*Acting Director, Office of Protected Resources,  
National Marine Fisheries Service.*

[FR Doc. 95-1782 Filed 1-24-95; 8:45 am]

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## COMMITTEE FOR THE IMPLEMENTATION OF TEXTILE AGREEMENTS

### Clarification of Guidelines for Exempt Certifications for "India Items"

January 13, 1995.

**AGENCY:** Committee for the  
Implementation of Textile Agreements  
(CITA).

**ACTION:** Issuing a directive to the  
Commissioner of Customs clarifying  
guidelines for exempt certifications.

**EFFECTIVE DATE:** January 26, 1995.

**FOR FURTHER INFORMATION CONTACT:**  
Jennifer Tallarico, International Trade  
Specialist, Office of Textiles and  
Apparel, U.S. Department of Commerce,  
(202) 482-4212.

#### SUPPLEMENTARY INFORMATION:

**Authority:** Executive Order 11651 of March 3, 1972, as amended; section 204 of the Agricultural Act of 1956, as amended (7 U.S.C. 1854).

In a Memorandum of Understanding (MOU) dated December 31, 1994, the Governments of the United States and India outlined further guidelines for issuing and accepting exempt certifications for "India items." These guidelines are to be used in conjunction with the "Agreed List of Traditional Folklore Handicraft Textile Products of India—India Items" (Annex E) of the Bilateral Cotton, Wool, Man-Made Fiber, Silk Blend and Other Vegetable Fiber Textile of February 6, 1987, as amended and extended.

In the letter published below, the Chairman of CITA directs the Commissioner of Customs not to accept exempt certifications for "Indian items" which include closure devices such as zippers, elastic (any form), elasticized fabric (any form), or hook-and-pile fasteners (such as "Velcro" or other similar holding fabric). In addition, U.S. Customs Service shall not accept items

with buttons (including snap buttons) used as a means of securing at the waist such Indian items as salwar, ghagra/ lahnga and pavadai. The design and/or ornamentations of such items should be a uniquely "traditional and historical Indian" design.

Shipments of "Indian items" which do not conform with the guidelines in Annex E of the bilateral agreement and the MOU of December 31, 1994 shall be denied entry.

See 44 FR 68504, published on November 29, 1979.

**Rita D. Hayes,**

*Chairman, Committee for the Implementation  
of Textile Agreements.*

### Committee for the Implementation of Textile Agreements

January 13, 1995.

Commissioner of Customs,  
*Department of the Treasury, Washington, DC  
20229.*

Dear Commissioner: This directive amends, but does not cancel, the directive issued to you on November 26, 1979, as amended, by the Chairman, Committee for the Implementation of Textile Agreements. That directive directed you to prohibit entry of certain textile products, produced or manufactured in India for which the Government of India has not issued an appropriate visa or exempt certification.

The purpose of this directive is to further clarify the guidelines currently used by U.S. Customs Service in accepting exempt certifications for textile products exported from India and certified as "India items," under the provisions of the bilateral agreement.

In a Memorandum of Understanding dated December 31, 1994, the Governments of the United States and India agreed that Indian items may not include closure devices such as zippers, elastic (any form), elasticized fabric (any form), or hook-and-pile fasteners (such as "Velcro" or other similar holding fabric). In addition, buttons (including snap buttons) may not be used as a means of securing at the waist such Indian items as salwar, ghagra/ lahnga and pavadai.

When considering the design and/or ornamentations, it should be a uniquely "traditional and historical Indian" design.

Effective on January 26, 1995, you are directed to deny entry of textile products certified by the Government of India as "India items" which do not conform with the current guidelines and the guidelines provided in this directive.

The Committee for the Implementation of Textile Agreements has determined that this action falls within the foreign affairs exception to the rulemaking provisions of 5 U.S.C. 553(a)(1).

Sincerely,

**Rita D. Hayes,**

*Chairman, Committee for the Implementation  
of Textile Agreements.*

[FR Doc. 95-1797 Filed 1-24-95; 8:45 am]

BILLING CODE 3510-DR-F

## DEPARTMENT OF DEFENSE

### Office of the Secretary

### Meeting of the Commission on Roles and Missions of the Armed Forces

**AGENCY:** Department of Defense,  
Commission on Roles and Missions of  
the Armed Forces.

**ACTION:** Notice.

**SUMMARY:** Notice is hereby given of a forthcoming meeting of the Commission on Roles and Missions of the Armed Forces. The Commission will meet in open session from 12:45 p.m. until approximately 2:00 p.m., and in closed session from approximately 2:15 p.m. until 5:30 p.m.

During the open part of the meeting, the Commission will hear a report from its infrastructure panel, discuss selected infrastructure issues, and consider the progress of the staff work being done on process issues. During the closed portion of the meeting, the Commission will address topics that require the disclosure of classified information, including counterproliferation and other classified issues.

In accordance with section 10(d) of the Federal Advisory Committee Act, Public Law 92-453, as amended (5 U.S.C. App II), it has been determined that these portions of the Commission on Roles and Missions meeting concern matters listed in 5 U.S.C. 552b(c)(1), and that, accordingly, the meeting will be closed to the public during these times.

**DATES:** February 8, 1995, 12:45 p.m.  
until 5:30 p.m.

**ADDRESSES:** Rosslyn Westpark Hotel,  
1900 North Fort Myer Drive, Arlington,  
Virginia.

#### FOR FURTHER INFORMATION CONTACT:

Commander Gregg Hartung, Director for  
Public Affairs, Commission on Roles  
and Missions, 1100 Wilson Boulevard,  
Suite 1200F, Arlington, Virginia 22209;  
telephone (703) 696-4250.

**SUPPLEMENTARY INFORMATION:** Seating  
will be available on a first-come, first-  
served basis. Members of the press who  
wish to reserve seating should contact  
Commander Gregg Hartung, Director for  
Public Affairs, in advance at (703) 696-  
4250.

Dated: January 20, 1995.

**L.M. Bynum,**

*Alternate OSD Federal Register Liaison  
Officer, Department of Defense.*

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